

The Honorable Marsha J. Pechman

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON AT SEATTLE

BOILERMAKERS NATIONAL ANNUITY
TRUST FUND, on behalf of itself and all others
similarly situated,

Plaintiff,

v.

WAMU MORTGAGE PASS THROUGH
CERTIFICATES, SERIES 2006-AR1, *et al.*,

Defendants.

Case No. C09-0037MJP

[PROPOSED]

**ORDER GRANTING THE
RATING AGENCIES' MOTION
TO DISMISS PURSUANT TO
FED. R. CIV. P. 8 & 12(b)(6)**

DORAL BANK PUERTO RICO, *et al.*,

Plaintiffs,

v.

WASHINGTON MUTUAL ASSET
ACCEPTANCE CORP., *et al.*,

Defendants.

This matter came before the undersigned District Court Judge on the Rating Agencies' Motion to Dismiss Pursuant to Fed. R. Civ. P. 8 and 12(b)(6). The Court having considered the Rating Agencies' motion and all materials and declarations filed in support thereof, Plaintiffs' opposition and supporting materials, if any, and the Rating Agencies' reply and supporting materials, and based upon a review of all the files, records and proceedings herein,

IT IS HEREBY ORDERED THAT:

[PROPOSED] ORDER GRANTING THE RATING AGENCIES'
MOTION TO DISMISS (No. C09-0037MJP) - 1
4818-1039-0790.01

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1. The Rating Agencies' Motion is GRANTED for the reasons stated therein.

2. Count IV against the Rating Agencies is dismissed with prejudice.

IT IS SO ORDERED.

DATED this ____ day of _____, 2010.

United States District Court Judge

Presented by:

RIDDELL WILLIAMS P.S.

LANE POWELL PC

By /s/ Paul J. Kundtz

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